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Attorneys for: Plaintiff Christopher Upham

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CHRISTOPHER UPHAM,	)	CASE NO. C 08-1859 MMC
)	
Plaintiff,	)	EX PARTE APPLICATION FOR
	)	LEAVE TO APPEAR
vs.	)	TELEPHONICALLY AT CASE
	)	MANAGEMENT CONFERENCE
HELENA F. FOX, Individually and as the	)	HEARING; MEMORANDUM OF
Personal Representative of the Estate of	)	POINTS & AUTHORITIES;
Peter M. Fox, Deceased, and as Guardian	)	PROPOSED ORDER
Ad Litem for REBECCA H. FOX and)	
ROBERT G. FOX, Minors,	)	DATE :
	)	TIME :
Defendants.	)	CTRM: 7

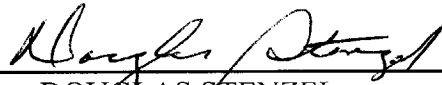
APPLICATION FOR LEAVE TO APPEAR TELEPHONICALLY
AT CASE MANAGEMENT CONFERENCE HEARING

Plaintiff Christopher Upham hereby applies ex parte to this court for an order granting leave to appear telephonically at the Case Management Conference hearing scheduled for October 16, 2009, at 10:30 a.m. in Courtroom 7, 19th Floor. This application is made on the grounds that on July 31, 2009, the court advised counsel in open court during a Case Management Conference Hearing that in the future the court would allow counsel to appear telephonically since our office is located in Palm Springs and that actual appearance by counsel at the next Case Management Conference Hearing would not be necessary in order to save travel time and expenses.

1 Further, counsel for plaintiff has a mandatory appearance in the matters of *In re the*
2 *SAVAGE FAMILY TRUST, Established April 9, 1998*, Riverside County Superior Court Case No.
3 INP 022351, and *In re the HELEN MARIE SAVAGE LIVING TRUST, Established April 8, 1998*,
4 Riverside County Superior Court Case No. INP 022350, scheduled for 8:30 a.m. in the Palm
5 Springs Courthouse. These appearances will be concluded well in advance of the 10:30 a.m.
6 Case Management Conference hearing scheduled in Federal Courtroom 7, 19th Floor, in San
7 Francisco. Counsel for plaintiff will be available by telephone at 10:30 a.m. and remain available
8 for the entire day.

9
10 Dated: 10-7-09

LAW OFFICE OF DOUGLAS STENZEL

11 By: 
12 DOUGLAS STENZEL
13 Attorney for Plaintiff
14 CHRISTOPHER UPHAM

4 Motion for Administrative Leave


5 *Federal Court Rule 7-11* states in pertinent part:

6 “The Court recognizes that during the course of case proceedings a
7 party may require a court order with respect to miscellaneous
8 administration matters, not otherwise governed by a federal statute,
9 Federal or local rule or standing order of the assigned judge.
10 These motions would include matters such as motions to exceed
11 otherwise applicable page limitations or motions to file documents
12 under seal, for example.”

13 Respectfully submitted,

14 Dated: 10/7/09

15 LAW OFFICE OF DOUGLAS STENZEL

16 By: 
17 DOUGLAS STENZEL
18 Attorney for Plaintiff
19 CHRISTOPHER UPHAM
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ORDER

GOOD CAUSE APPEARING, plaintiff is hereby allowed to appear telephonically at the

Case Management Conference hearing on October 16, 2009.

Dated: October 13, 2009


MAXINE M. CHESNEY